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January 18, 2007

BY E-FILING & E-MAIL

The Honorable Mary Pat Thyng
United States Magistrate Judge
United States District Court
for the District of Delaware
844 King Street
Wilmington, DE 19801

Re: Honeywell, et al. v. Apple Computer, et al., C.A. No. 04-1338-***

Dear Magistrate Judge Thyng:

This is a joint letter on behalf of Honeywell and the Manufacturer Defendants in the above-captioned matter, which was assigned previously to Judge Jordan.

First, the parties to this letter jointly request that all of the dates in the Scheduling Order (D.I. 376) be pushed back by three months to insure that the parties have ample time to fully discover the case. If the Court is amenable to this request, counsel will work together to draft an amended scheduling order which we will submit to Your Honor for the Court's consideration.

Second, the parties to this letter jointly request that the Court schedule a conference (the Manufacturer Defendants prefer a teleconference) at the Court's earliest convenience. The Manufacturer Defendants propose that expert reports on damages be postponed until after completion of the initial jury trial, which Judge Jordan limited to the issues of validity and enforceability of the patent-in-suit. Honeywell opposes any such postponement. Indeed, Honeywell believes that the time has come to lift the stay of Honeywell's claims against the customer defendants so that full information about the sales between the module makers and their customers may be discovered and brought to bear with regard to a number of issues relevant to this case.

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For these reasons, the parties to this letter respectfully request a conference at the Court's earliest convenience and an opportunity to provide the Court in advance with a short, four-page letter setting forth their respective positions regarding strategies for efficiently handling the remainder of the case.

Respectfully,



Thomas C. Grimm (#1098)

TCG

cc: Dr. Peter T. Dalleo, Clerk (by hand)
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